

**RESOLUTION NO. 08-110**

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 08-21 THAT GRANTED ADJUSTMENTS ON CONDITION THAT THE TERRACE REMAIN OPEN ON THREE SIDES, ON PROPERTY LOCATED AT **610 EAST 31 STREET, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the Planning and Zoning Board, at its regular meeting of June 25, 2008 entered a final decision, Decision No. 08-21, subject to review by the Hialeah City Council; and

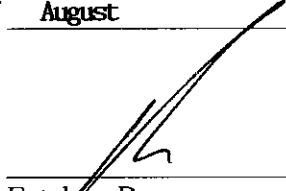
**WHEREAS**, the Petitioner proffers to obtain the necessary building permits to legalize the aluminum roof terrace within 180 days of the effective date of this resolution, to which the City accepts.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1:** The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 08-21 granting an adjustment of 10.70 feet as to the rear setback, where at least 20 feet are required, and granting an adjustment of 3 feet as to the side setback, where at least 7.5 feet are required, for a proposed aluminum roof terrace, on condition that the terrace remain open on three sides. The property located at 610 East 31 Street, Hialeah, Florida, zoned R-1 (One Family District).

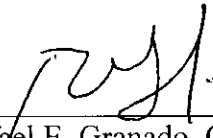
**Section 2:** This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 26th day of August, 2008.

  
\_\_\_\_\_  
Esteban Bovo  
Council President

Attest:

Approved on this 26 day of August, 2008.

  
\_\_\_\_\_  
Rafael E. Granado, City Clerk

  
\_\_\_\_\_  
Mayor Julio Robaina

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting "Yes".